

Office of Legislative Counsel

OLC 78-0399/B

3 February 1978

Mr. Pat Norton
Select Committee on Intelligence Staff
United States Senate
Washington, D.C. 20510

Dear Pat:

When I sent Keith a short note yesterday relating to the allowances and benefits section of the CIA title, I mentioned we might suggest some further changes to sections 321, 322 and 325. We have looked at sections 321(a) and (j), 322(a) and 325(a) and (b). The suggested amendments would, I think, clarify and avoid duplication regarding the Agency's authorities to expend funds for various activities and purposes and its procurement authority. In addition, I have included language that would provide the Director of the Agency with authority similar to that provided the DNI in Title I to expend funds for extraordinary or emergency purposes; this is necessary to allow him to expend for such purposes funds for activities not necessarily authorized by this Act. This authority would be subject to approval by the DNI and the exercise thereof would be reported to the Congress by the DNI according to the pertinent provisions in Title I.

Please let me know what you think of this. I am sending it to you directly since I am not sure whether Keith is working on these particular sections.

One unrelated item--the provision in section 341(b) that the Director approve regulations with respect to allowances and benefits should, I believe, and as we discussed earlier with Keith, be phrased "may approve" rather than "shall approve" as presently worded.

We are continuing to review all the draft material and will be back in touch early next week. Thank you.

Sincerely,



Assistant Legislative Counsel

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Enclosure

Distribution:

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